

FEE TRANSMITTAL

(Effective 12/08/2004)

Application Number	10/781,382
Filing Date	February 18, 2004
First Named Inventor	PIERRY et al.
Confirmation Number	2758
Group Art Unit	2857
Examiner's Name	Tsai, C.
Attorney Docket No.	02-63

"Express Mail" Label No. EL 997386085 US

TOTAL AMOUNT OF PAYMENT \$ 180.00**METHOD OF PAYMENT**1. ☒

The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

50-0558

Deposit
Account
Name

Respironics, Inc.

☒Charge any additional
fee required under 37
C.F.R. §§ 1.16, 1.17
1.19 and 1.20☐Charge the Issue Fee set
forth in 37 C.F.R. § 1.182. ☐ Payment Enclosed:

Check (Check No. _____)

FEE CALCULATION (fees effective 12/08/2004)**1. BASIC FILING, SEARCH, AND EXAM FEES**

(Large Entity Only)

Appl. Type	Filing Fee(\$)	Search Fee(\$)	Exam Fee(\$)	Fees Paid
Utility	300	500	200	
Design	200	100	130	
Plant	200	300	160	
Reissue	300	500	600	
Provisional	200	0	0	

SUBTOTAL (1) \$ 0.00**2. CLAIMS**

	Extra Claims	Fee from Below	Fee Paid
Total Claims	___	___ x 50 =	
Ind. Claims	___	___ x 200 =	
Multiple Dependent Claims add		360 =	

* Enter Highest Number Previous Paid For

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
1202 50	2202 25	Claims in excess of 20
1201 200	2201 100	Independent claims in excess of 3
1203 360	2203 180	Multiple dependent claim
1204 200	2204 100	Reissue independent claims over original patent
1205 50	2205 25	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 0.00**FEE CALCULATION (continued)****3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 for each additional 50 sheets or fraction thereof. See 35 U.S. C. § 41(a)(1)(G) and 37 C.F.R. § 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 fraction thereof	Fee(\$)	Fee Paid(\$)
___	-100 = ___	/50 = ___ (round up to a whole number)	X 250 =	0.00

4. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or declaration	
1811	100	1811	100	Certificate of Correction	
1812	2,520	1812	2,520	For filing a request for reexamination	
576	25	576	25	Additional filing receipt, duplicate or corrected due to applicant error	
1251	120	2251	60	Extension for response within first month	
1252	450	2252	225	Extension for response within second month	
1253	1,020	2253	510	Extension for response within third month	
1254	1,590	2254	795	Extension for response within fourth month	
1255	2,160	2255	1,080	Extension for response within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1,000	2403	500	Request for oral hearing	
1452	500	2452	250	Petition to revive unavoidably abandoned application	
1453	1,500	2453	750	Petition to revive unintentionally abandoned application	
1501	1,400	2501	700	Utility issue fee (or reissue)	
1502	800	2502	400	Design issue fee	
1814	130	2814	65	Statutory Disclaimer	
1460	130	1460	130	Petitions to the Director	
1807	50	1807	50	Petitions related to provisional applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	180.00
8021	40	8021	40	Recording each patent assignment per property (times number of property)	
1801	790	2801	395	Request for Continued Examination	
1504	300	1504	300	Publication Fee	

Other Fee (specify) _____

SUBTOTAL (3) \$ 180.00**SUBMITTED BY**

Typed or Printed Name	Michael W. Haas	Reg. Number	35,174
Signature	<i>Michael W. Haas</i>	Date	April 5, 2005
		Deposit Account Number	50-0558

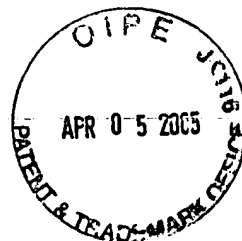
4-6-05

Tfy \$



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of



Inventor : PIERRY et al.
 Appln. No. : 10/781,382
 Conf. No.: : 2758
 Filed: : February 18, 2004
 Title: : GAS MONITORING SYSTEM ...WITH A MAINSTREAM GAS MEASUREMENT SYSTEM
 Group Art Unit : 2857
 Examiner : Tsai, C.
 Docket No. : 02-63

* * * * *

April 5, 2005

INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of Patents
 and Trademarks
 Alexandria, VA 22313-1450

Sir:

Attached is a Form PTO-1449 listing the enclosed documents.

Applicant notes that U.S. Patent No. 6,828,910 is not prior art to the present application. Nevertheless, it is being cited to the Patent Office due its general applicability to the present technology and to ensure that the Patent Office has a full opportunity to act consistently in the granting the '910 patent and reviewing the present application.

04/06/2005 MBIZUNES 00000132 500558 10781382

01 FC:1806 180.00 DA

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on April 5, 2005 with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to:

Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No. EL 997386085 US.

Michael W. Haas

Michael W. Haas, Reg. No. 35,174

The Commissioner is hereby authorized to charge the Rule 17(p) Official Fee required by Rule 97(c) to our Deposit Account No. 50-0558 for which purpose the Fee Transmittal Form is submitted in duplicate with this paper.

In compliance with 37 C.F.R. § 1.98, Applicant is not required to provide a copy of any U.S. Patent or U.S. Patent Application publication listed in the accompanying form PTO-1449. However, Applicant will make available to the Examiner a copy of any document listed in the attached PTO-1449 form not otherwise available.

In accordance with 37 C.F.R. § 1.97 (g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

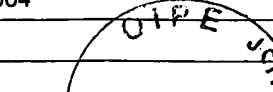
This Information Disclosure Statement is intended to be in full compliance with the rules, but should the Examiner find any part of its required content to have been omitted, prompt notice to that effect is earnestly solicited, along with additional time under Rule 97(f), to enable Applicant to comply fully.

Consideration of the foregoing and enclosures plus the return of a copy of the herewith Form PTO-1449 with the Examiner's initials in the left column per M.P.E.P. § 609 along with an early action on the merits of this application are earnestly solicited.

Respectfully submitted,

By Michael W. Haas
Michael W. Haas
Reg. No.: 35,174
Tel. No.: (724) 387-5026
Fax No.: (724) 387-5021

RESPIRONICS, INC.
1010 Murry Ridge Lane
Murrysville, PA 15668-8525
1-800-638-8208

PTO/SB/08 Form (RESPIRONICS Version) INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application No. 10/781,382	
				Filing Date February 18, 2004	
				Inventor PIERRY et al.	
				Confirmation No. 2758	
				Group Art Unit 2857	
				Examiner: Tsai, C.	
Date	April 5, 2005			Attorney Docket No:	02-63
Sheet	1	of	1		

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
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